WPMB No. 743 of 2002

Hon. P.C. Verma, J.
Hon. Irshad Hussain, J.

Heard Sri R.K. Raizada leaned counsel for the petitioner and and learned Standing counsel.

Learned counsel for the petitioner states that the Cane Commissioner while making reservation of the cane area for the Mill may be directed to abide by the Section 12 of the Sugar Cane Act, 1953 read with Rule 21 of the of the Sugarcane (Regulation of Supply and Purchase) Rules, 1954. There is no reason to believe that the authorities will no abide by the provisions of law. It is obligatory on their part. Validity of section 16 of the Act has been upheld by the Supreme Court in the Case of Chaudhary Tka Ram Vs. the State of U.P.-A.I.R. 1956b SC 676. In view of the guidelines, Rule 22 is to be taken into consideration for reservation of the area while reservation is being made. In view of this, no order is required to be passed.

The petition is dismissed accordingly.

(P.C.Verma, j.) (Irshad Hussain, J.)

Dt. 02.11.2002

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